

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

AQUA-LEISURE INDUSTRIES, INC.,

Plaintiff,

v.

GEMMY INDUSTRIES  
CORPORATION,

Defendant.

CIVIL ACTION NO. 04-CV-10070-  
RGS

**ASSENTED-TO MOTION TO EXTEND TIME TO ANSWER  
OR OTHERWISE RESPOND TO COMPLAINT**

Defendant, Gemmy Industries Corporation (“Gemmy”), moves the Court for an extension of time until Thursday, March 18, 2004, to file its answer or otherwise respond to the Complaint for Declaratory Judgment filed by plaintiff, Aqua-Leisure Industries, Inc. (“Aqua-Leisure”). In support of its motion, Gemmy states that the parties have been involved in extensive negotiations to resolve this matter and it is likely that a settlement will be reached by the parties.

Aqua-Leisure’s counsel has assented to the requested extension of time.

GEMMY INDUSTRIES CORPORATION,

By its attorneys,

/s/Michael A. Albert

Michael Albert (BBO #558566)

malbert@wolfgreenfield.com

Robert M. Abrahamsen (BBO #636635)

rabrahamsen@wolfgreenfield.com

WOLF, GREENFIELD & SACKS, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

(617) 646-8000

(617) 720-2441 fax

